Supreme Court, U.S.
FILED

(3) Docket No. _____

09-843 OCT 14 2009

In The

OFFICE OF THE CLERK
William K. Suter, Clerk

SUPREME COURT OF THE UNITED STATES

THANH VONG HOAI, et al.,

Petitioners

v.

SUPERIOR COURT OF THE DISTRICT OF COLUMBIA, et al.

Respondents.

On Petition for Writ of Certiorari To The United States Court Of Appeals For The District Of Columbia Circuit

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SUPPLEMENTAL APPENDIX

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UNITED STATES COURT OF APPEALS
For the District of Columbia Circuit

NO. 08-7067 **September Term 2008**
1:08-CV-00210

Filed On: May 1, 2009

Thanh Vong Hoai, et al.,
Appellants

v.

Superior Court for the District
of Columbia, et al.
Appellees.

ON APPEAL FROM
THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

BEFORE: Ginsburg, Rogers, and Garland, Circuit Judges.

JUDGMENT

This appeal was considered on the record from the United States District Court for the District of Columbia and on the briefs and appendices filed by the parties. See Fed. R. App. P. 34(a)(2); D.C. Circ. Rules 34(j), it is

ORDERED AND ADJUDGED that the district court's order filed May 13, 2008 denying

reconsideration of its order filed March 28, 2008, be affirmed. The district court properly concluded that appellants cannot state a claim for relief because the judges named as defendants are immune from suit, and the judicial entities, named as defendants are not subject to suit. See Roth v. King, 449 F. 3d 1272, 1286-87 (D.C. Cir. 2006) (judges acting in judicial capacity are immune from suit); Blackman v. Guerre, 342 U.S. 512, 514-15 (1952) (entity established by Congress may not be sued in its own name unless Congress has authorized the entity to be sued either with explicit language or by implication). Nor did the district court abuse its discretion when it denied declaratory relief. See Wilton v. Seven Falls Co., 515 U.S. 277, 287 (1995).

Pursuant to D.C. Circuit Rule 35, this disposition will not be published. The Clerk is directed to withhold issuance of the mandate herein until seven days after disposition of any timely filed petition for rehearing or petition for hearing en banc. See Fed. R. App. P. 41(b); D.C. Cir. Rule 41.

Per Curiam